

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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Attorneys for Lead Plaintiffs

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IN RE HOVNANIAN ENTERPRISES, INC. : Civil Action No. 2:08-cv-00999
SECURITIES LITIGATION : (SDW) (MCA)
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: CLASS ACTION
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**LEAD PLAINTIFFS' NOTICE OF MOTION FOR FINAL
APPROVAL OF THE PROPOSED SETTLEMENT AND PLAN OF ALLOCATION,
AND CERTIFICATION OF A SETTLEMENT CLASS**

PLEASE TAKE NOTICE that on the 15th day of December, 2009, or as soon thereafter as counsel may be heard, the undersigned counsel for Plaintiffs, pursuant to an order of this Court entered on October 16, 2009, shall move before the Honorable Susan D. Wigenton, U.S.D.J., of the United States District Court for the District of New Jersey, Martin Luther King, Jr. Federal Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey 07101, for entry of an Order (a) approving the settlement of this class action; (b) approving the plan of allocation for

distribution of the Net Settlement Fund and Net Settlement Shares to Class Members; (c) certifying the Class for settlement purposes; and; and (d) granting other specified relief.

Plaintiffs submit that the proposed settlement for \$4 million in cash is fair, adequate and reasonable and should be granted final approval. The grounds for this motion are further set forth in the accompanying: (A) Memorandum of Law in Support of Final Approval of the Proposed Settlement and Plan of Allocation and Certification of a Settlement Class; and (B) Declaration of Lionel Z. Glancy in Support of Plaintiffs' Motion for Final Approval of Settlement and Plan of Allocation, Certification of a Settlement Class and the Application of Plaintiffs' Lead Counsel for an Award of Attorneys' Fees and Reimbursement of Expenses, and the exhibits thereto..

A proposed form of Order is submitted herewith.

December 8, 2009

Respectfully Submitted

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